



City Council Agenda

Council President
Henry Perea

Councilmembers

Tom Boyajian
Brian Calhoun
Brad Castillo

Jerry Duncan
Sal Quintero
Daniel Ronquillo, Acting President

City Manager
Daniel G. Hobbs

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, MAY 8, 2001

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

8:30 A.M. **REGULAR MEETING OF THE REDEVELOPMENT AGENCY**

AGENCY ROLL CALL

Approve Agency minutes of May 1, 2001

Action Taken:

May 8, 2001

8:30 A.M. A. HEARING to consider the adoption of a resolution of necessity for the acquisition of property at 232 N. Valeria, (APN 459-264-18), owned by Dale and Vangi Kirkpatrick; property at 224 N. Howard (APN 459-264-18) owned by Helen Agajanian and George Noroian Jr.; and property at 236 N. Howard owned by Jane A. Higgins and Henry S. and Dorothy L. Slinkard to complete site assembly for the proposed new Regional Medical Center (*Agency action*)

Action Taken:

1. * **RESOLUTION** - Determining that the public interest and necessity require acquisition of property and authorizing eminent domain proceedings for public use and purpose - Regional Medical Center

Action Taken:

2. Appearance by Dale Kirkpatrick to discuss the updated appraisal on his property, located at 232 N. Valeria (APN 459-264-18)

Action Taken:

ADJOURN

9:00 A.M. COUNCIL ROLL CALL

Invocation by Pastor James Chatman of the Valley Vineyard Church

Pledge of Allegiance to the Flag

Proclamation of “FOSTER GRANDPARENT PROGRAM DAY” - Acting President Ronquillo

Proclamation of “OLDER AMERICANS MONTH” - Councilmember Quintero

Proclamation of “CHILD CARE PROVIDER APPRECIATION DAY”

Proclamation of “VETERAN APPRECIATION MONTH”

Proclamation of “DAY OF THE TEACHER” - Councilmember Calhoun

Resolution of Commendation to Vida en el Valle - All Councilmembers

Presentation of Certificate to Student of the Quarter - Council President Perea

Presentation of Certificate to Student of the Quarter - Councilmember Castillo

COUNCIL ACTION ON UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of May 1, 2001

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

10:00 A.M. HEARING regarding City of Fresno Community Facilities District No. 2, Annexation No. 27, Tract Nos. 4964 and 4995

Action Taken:

a. **RESOLUTION** - Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax

Action Taken:

b. **RESOLUTION** - Calling special mailed-ballot election

Action Taken:

c. **RESOLUTION** - Declaring election results

Action Taken:

d. * **BILL** - Levying a special tax for the property tax year 2001-2002 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 27

Action Taken:

10:15 A.M. HEARING to consider Rezoning Application No. R-01-012, and environmental findings, filed by Aaron Lucas, for 0.5 acre of property located on the south side of E. Butler Avenue between S. Eighth and S. Ninth Streets (*Property located in District 5*)

Action Taken:

a. Consider and adopt Categorical Exemption for Environmental Assessment No. R-01-012, dated March 30, 2001

Action Taken:

b. **BILL** - Amending the Official Zone Map to rezone property from the R-P zone district to C-P zone district

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

10:30 A.M. **RESOLUTION** - Providing for the issuance and sale of 2001-2002 Tax and Revenue Anticipation Notes

Action Taken:

10:45 A.M. **a.** Status of the Kings Canyon Road Underground Utility District - Councilmember Quintero

Action Taken:

b. Approve new Three Year Underground Utility District Plan

Action Taken:

2:00 P.M. Mayor and City Council discussion of Fresno's ten (10) priorities **(MEETING ROOM "A")**

Action Taken:

a. Request City Manager to have staff initiate action plan on priorities

Action Taken:

1A. **GENERAL CONSENT CALENDAR**

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED IMMEDIATELY FOLLOWING.)

1. * RESOLUTION - 135th amendment to AAR No. 2000-183 providing additional operating funds for the Fresno Convention Center **(Requires 5 affirmative votes)** - Convention Center

Action Taken:

2. Approve Second Amendment to Lease for the Fresno County Narcotics Enforcement Team - Public Works Dept./Engineering Division

Action Taken:

3. **RESOLUTION** - Approving the Second Agreement to Fund Transfer Agreement No. 75A0045 with CalTrans for renovation of the historic Santa Fe Railway Station in downtown Fresno - Public Works Dept./Construction Mgmt.

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. * **BILL** - Amending Subsection (A) of Section 4-504 of the Fresno Municipal Code relating to local sales tax - Dept. of Admin. Services/Finance

Action Taken:

- B. Receive and authorize issuance of report from staff describing measures taken to alleviate the conditions which led to the adoption of Interim Urgency Ordinance No. 2001-36 prohibiting approval of land entitlements for automobile dealerships - City Attorney's Office

Action Taken:

4. **CITY ATTORNEY**

A. **CLOSED SESSION**

1. **CONFERENCE WITH LABOR NEGOTIATOR** - Government Code Section 54957.6

City Negotiator(s): Jorge Aguiniga, Andrew T. Souza and Juanita Chavez

Employee Organization(s):

- a. Fresno City Employees Association (FCEA)
- b. Amalgamated Transit Union, Local 1027 (ATU)
- c. Fresno Airport Peace Officers/Firefighters Association (FAPOFA)

Action Taken:

2. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

- a. Sam Barris Memorial Children's Charities v. City of Fresno
- b. Claim of Clarence Tilmon

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

4.

CITY ATTORNEY

A.

CLOSED SESSION CONTINUED

3. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)
 - a. **Case Name:** Andrea Neville, et al. v. City of Fresno, et al
 - b. **Case Name:** Vellutini Corp. v. City of Fresno
Action Taken:
4. **CONFERENCE WITH LEGAL COUNSEL - DECIDING WHETHER TO INITIATE LITIGATION** - Government Code Section 54956.9, Subdivision (c)
 - a. **Case Name:** City of Fresno v. City of Clovis, County of Fresno and LAFCO - Council President Perea
Action Taken:

5.

CITY COUNCIL

- A. Request Council to accept recommendations presented in Fresno COG Rail Committee, May 8, 2001 report submitted by committee representative - Councilmember Calhoun
Action Taken:

6.

CITY/COUNTY INTERGOVERNMENTAL RELATIONS

7.

- UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

SCHEDULED COUNCIL HEARINGS AND MATTERS

- May 15 - 9:45 A.M.** Award contract for Fresno multi-purpose sports complex general construction contract
- May 15 - 10:00 A.M. HEARING** re: Rezone Appl. No. R-01-006, filed by the Roberts Family Trust, property located on the S/W corner of W. Barstow and N. Valentine Avenues
- May 15 - 10:15 A.M. HEARING** on vacation of Main Street between “O” and “P” Streets a portion of Kern Street between “O” and “P” Street for the Federal Courthouse Project R.I. No. 1005-D
- May 15 - 10:30 A.M. HEARING** re: FY 2002 proposed budget by Mayor Autry
A. HEARING re: CDBG
- May 15 - 2:30 P.M. HEARING** to extend interim ordinance prohibiting land entitlements for auto dealerships
- May 15 - 2:45 P.M. CONTINUED BUDGET HEARING**
- May 22 - 2:00 PM-5:00 PM CONTINUED BUDGET HEARING**
- May 22 - 5:00 P.M. HEARING** re: Plan Amendment No. P-A-00-19, Rezone Appl. No. R-00-37, filed by Cambridge Homes
- May 29 - 1:30 P.M. (MEETING ROOM “A”) - Municipal Law Workshop**
- June 5 - 2:00 PM-5:00 PM CONTINUED BUDGET HEARING**
- June 12 - 2:00 PM-5:00 PM CONTINUED BUDGET HEARING (if needed)**

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***